

12 Rec'd PCT/PTO 22 FEB 1999

FORM PTO-1390 (Modified) (REV 10-95)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				2421-0331-2X PCT	
				U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 09/147,520	
INTERNATIONAL APPLICATION NO. PCT/JP98/02119		INTERNATIONAL FILING DATE 14 May 1998		PRIORITY DATE CLAIMED 14 May 1997	
TITLE OF INVENTION SURFACE INSPECTION APPARATUS AND SURFACE INSPECTION METHOD 00 / 147520					
APPLICANT(S) FOR DO/EO/US Ryuzuo TOMOMATSU					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
<div>1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</div> <div>2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</div> <div>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).</div> <div>4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</div> <div>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c) (2))<div>a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</div><div>b. <input type="checkbox"/> has been transmitted by the International Bureau.</div><div>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</div></div> <div>6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).</div> <div>7. <input type="checkbox"/> A copy of the International Search Report (PCT/ISA/210).</div> <div>8. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))<div>a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</div><div>b. <input type="checkbox"/> have been transmitted by the International Bureau.</div><div>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</div><div>d. <input type="checkbox"/> have not been made and will not be made.</div></div> <div>9. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</div> <div>10. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).</div> <div>11. <input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409).</div> <div>12. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</div>					
Items 13 to 18 below concern document(s) or information included:					
13. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.					
14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.					
15. <input type="checkbox"/> A <b>FIRST</b> preliminary amendment. A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.					
16. <input type="checkbox"/> A substitute specification.					
17. <input type="checkbox"/> A change of power of attorney and/or address letter.					
18. <input type="checkbox"/> Certificate of Mailing by Express Mail					
19. <input checked="" type="checkbox"/> Other items or information:					
Submission of Declaration Under 37 CFR 1.494					

U.S. APPLICATION NO. (IF KNOWN) 37 CFR <b>09/147,520</b>	INTERNATIONAL APPLICATION NO. PCT/JP98/02119	ATTORNEY'S DOCKET NUMBER <b>2421-0331-2X PCT</b>
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20. The following fees are submitted:.				<b>CALCULATIONS PTO USE ONLY</b>	
<b>BASIC NATIONAL FEE ( 37 CFR 1.492 (a) (1) - (5) ) :</b>					
<input type="checkbox"/> Search Report has been prepared by the EPO or JPO .....			<b>\$840.00</b>		
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) .....			<b>\$670.00</b>		
<input type="checkbox"/> No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) .....			<b>\$760.00</b>		
<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO .....			<b>\$970.00</b>		
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) .....			<b>\$96.00</b>		
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>				<b>\$0.00</b>	
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).				<b>\$0.00</b>	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	- 20 =	0	x \$22.00	<b>\$0.00</b>	
Independent claims	- 3 =	0	x \$82.00	<b>\$0.00</b>	
Multiple Dependent Claims (check if applicable).				<input type="checkbox"/>	<b>\$0.00</b>
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$0.00</b>	
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable).				<input type="checkbox"/>	<b>\$0.00</b>
<b>SUBTOTAL =</b>				<b>\$0.00</b>	
Processing fee of <b>\$130.00</b> for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).				<b>\$0.00</b>	
<b>TOTAL NATIONAL FEE =</b>				<b>\$0.00</b>	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).				<input type="checkbox"/>	<b>\$0.00</b>
<b>TOTAL FEES ENCLOSED =</b>				<b>\$0.00</b>	
				<b>Amount to be: refunded</b>	\$
				<b>charged</b>	\$

- ☒ A check in the amount of \_\_\_\_\_ to cover the above fees is enclosed.
- ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **15-0030** A duplicate copy of this sheet is enclosed.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:

**OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.**  
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Crystal Square Five  
Arlington, VA 22202  
703-413-3000

**WILLIAM E. BEAUMONT**  
REGISTRATION NUMBER 30,996



SIGNATURE

**Marvin J. Spivak**

NAME

**24,913**

REGISTRATION NUMBER

DATE

**January 22, 1999**

09 / 147520

• IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Ryuzuo TOMOMATSU

SERIAL NUMBER: 09/147,520

FILED: January 14, 1999

FOR: SURFACE INSPECTION APPARATUS AND SURFACE INSPECTION METHOD

**SUBMISSION OF DECLARATION UNDER 37 CFR 1.494**

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

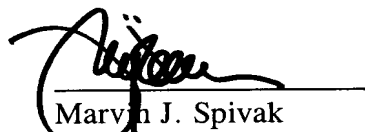
In accordance with the provisions of 37 CFR 1.494 Applicants submit herewith a Rule 63 Declaration.

The required fee was paid at the time of filing the application.

In light of the foregoing, this application has now met all the requirements under 35 U.S.C. 371 for entering the national stage. An early receipt of the Notification of Acceptance is hereby earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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